



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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DEC 05 2001

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/943,085	08/31/2001	Masayuki Hirano	0461245092

009629
MORGAN, LEWIS & BOCKIUS
1800 M STREET NW
WASHINGTON, DC 20036-5869

CONFIRMATION NO. 7669

FORMALITIES LETTER



OC00000006849589

Date Mailed: 10/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/06/2001 TBESHAH1 00000094 09943085

FILED UNDER 37 CFR 1.53(b)

01 FC:101 740.00 OP
02 FC:105 130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



SECRET
197

PATENT
ATTORNEY DOCKET NO.: 046124-5092

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Masayuki HIRANO et al.)
Application No.: 09/943,085) Group Art Unit: 2882
Filed: August 31, 2001) Examiner: To Be Assigned
For: X-RAY GENERATING APPARATUS,)
X-RAY IMAGING APPARATUS, AND)
X-RAY INSPECTION SYSTEM)

Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION**

1. This Response replies to the Notice to File Missing Parts of Nonprovisional Application mailed October 9, 2001.

☒ A copy of the Notice to File Missing Parts of Nonprovisional Application is enclosed.

2. **Declaration or Oath**

☒ No Declaration or Oath was filed. Enclosed is an executed original Combined Declaration and Power of Attorney.

☐ An original Power of Attorney and Certificate Under § 3.73(b) by Assignee are enclosed.

☐ The Specification attached to the Declaration is a copy of the Specification and any Amendments thereto which were filed in the USPTO to obtain the filing date.

☐ The Declaration or Oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

- ☐ Submitted herewith is a verified English translation of the non-English language Application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the USPTO.
- ☐ Also enclosed is the Verification of Translation Document, stating that the translation is accurate.

4. Small Entity Statement

- ☐ Small Entity Status under 37 C.F.R. § 1.27 is asserted for the present application.

5. Fee Calculation

			Basic Fee:	
			Patent Application—\$740.00	
			Design Application—\$330.00	
			\$740/\$370	
	Number Filed	Number Extra	At A Rate Of	
Total Claims	6 - 20 =	0	\$18.00 each =	+\$
Independent Claims	2 - 3 =	0	\$84.00 each =	+\$
Multiple dependent claim(s), if any			\$280.00	+\$
Missing Parts Surcharge Fee			\$130.00	+\$130.00
SUBTOTAL =				\$870.00
Reduction by ½ for filing by a Small Entity				-\$
Fee for Application filed with a non-English Specification (37 C.F.R. §§ 1.17(i) and 1.52(d))			\$130.00	+
Fee for processing and retention of Application (37 C.F.R. §§ 1.21(l) and 1.53(d))			\$130.00	
Fee for Extension of Time (37 C.F.R. § 1.136(a))				+
TOTAL FILING FEE =				\$870.00

6. Extension of Time

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)-(d), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee For Extension</u>	<u>Fee For Small Entity</u>
<input type="checkbox"/> One month	\$ 110.00	\$ 55.00
<input type="checkbox"/> Two months	\$ 400.00	\$200.00
<input type="checkbox"/> Three months	\$ 920.00	\$460.00
<input type="checkbox"/> Four months	\$1,440.00	\$720.00

Extension of time fee due with this Response: \$_____. If an additional extension of time is required, please consider this a Petition therefor.

☒ Applicants believe that no extension of time is required. However, this conditional Petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a Petition and Fee for Extension of Time.

7. Fee Payment

The fees due are:	Basic Filing Fee	\$740.00
	Missing Parts Fee	<u>\$130.00</u>
	Total Fee Due	<u>\$870.00</u>

☒ **Additional fee due:**
Assignment Recordation \$ 40.00

☒ Enclosed is a check in the amount of **\$870.00** representing the total fee due and a check in the amount of **\$40.00** representing the Assignment recordation fee.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this Application including fees due under 37 C.F.R § 1.16 and § 1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



John G. Smith
Reg. No. 33,818

Date: December 5, 2001

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